

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

MELTON SUMMERVILLE,)	
)	
Plaintiff,)	
)	
v.)	1:05CV00101
)	
LOCAL 77 and)	
AMERICAN FEDERATION OF STATE,)	
COUNTY AND MUNICIPAL EMPLOYEES,)	
)	
Defendants.)	

ORDER and JUDGMENT

OSTEEN, District Judge

For the reasons set forth in the memorandum opinion entered contemporaneously herewith,

IT IS ORDERED AND ADJUDGED that Defendants' Motions to Dismiss [Doc. Nos. 14, 18] and Plaintiff's Motion to Amend Response to the Defendants' Motion to Dismiss [Doc. No. 11] are GRANTED.

IT IS FURTHER ORDERED AND ADJUDGED that Plaintiff's Motion for Summary Judgment [Doc. No. 23], Defendants' Motions to Dismiss [Doc. Nos. 6, 8], and Defendants' Motion to Strike and for Sanctions [Doc. No. 33] are DENIED.

This the 11th day of July 2006.


United States District Judge